

IN THE DISTRICT COURT OF THE UNITED
STATES FOR THE MIDDLE DISTRICT
OF ALABAMA

RECEIVED

GARY HORNE #180706

2007 JAN 26 A 9:49

PETITIONER

V.

EBRA P. HACKETT, CLK.
U.S. DISTRICT COURT
CV ACTION NO. 968-WKW
MIDDLE DISTRICT ALA

Gwendolyn Mosley, et al.

RESPONDENTS

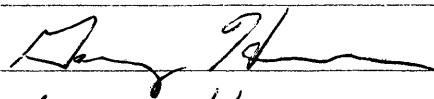
Motion To Dismiss Without Prejudice

COMES NOW, the petitioner, GARY HORNE, moves into this Honorable Court; asking this Honorable Court to dismiss his petition without prejudice for reason he states as follows:

1. Presentation of newly discovered issues to the state courts. etc. Rule 32.
2. So petitioner can argue his newly discovered issues to this Honorable Court if necessary, exhausting all state remedies without being procedurally barred.
3. This will not prejudice this court nor the Attorney Gen.

Certificate Of Service

I hereby certify that I have served a copy of the foregoing upon the Attorney General, by placing it into the Easterning Corr. Fed. Mail Box 1-25-07


Gary HORNE

Respectfully Submitted

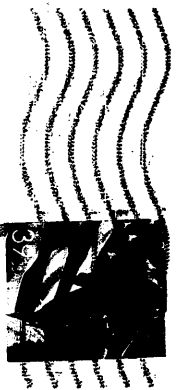
Mr. Gary Horst
180206 74-62

500 W. 11th St.
1/10, AL.

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MONTGOMERY AL 361

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U. S. District Court

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